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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/850,147	05/08/2001	Scott E. Andersen	16517.251 [38-21(51914)B]

28381
ARNOLD & PORTER
IP DOCKETING DEPARTMENT; RM 1126(b)
555 12TH STREET, N.W.
WASHINGTON, DC 20004-1206

CONFIRMATION NO. 1268

FORMALITIES LETTER



OC000000006808124

Date Mailed: 09/28/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

11/05/2001 MAHME1 00000036 09850147

01 FC:105

130.00 OP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application

ANDERSEN, Scott E.

Appln. No.: 09/850,147

Filed: May 8, 2001

For: Nucleic Acid Molecules and Other
Molecules Associated Plants

Art Unit: 1653

Examiner: To Be Assigned

Atty. Docket: 16517.251 [38-21(51914)B]

Response to Notice to File Missing Parts of Application

Box Missing Parts

Commissioner for Patents
Washington, DC 20231

Sir:

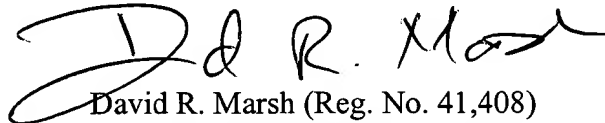
In response to the Notice to File Missing Parts of Application – Filing Date Granted dated September 28, 2001, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Copy of the Notice to File Missing Parts of Application – Filing Date Granted;
2. Two (2) Original Combined Declarations and Powers of Attorney for Patent Application, executed by the inventors (totaling 6 pages); and
3. Check No. 200773 in the amount of \$130.00, to cover the surcharge for late filing of oath or declaration under 37 C.F.R. § 1.16 (e).

The U.S. Patent and Trademark Office is hereby authorized to charge any additional fees required under 37 C.F.R. §§ 1.16 or 1.17, or credit any overpayment, to our Deposit Account No. 50-1824 referencing matter number 16517.251. If extensions of time under 37 C.F.R. § 1.136, other than those provided for, are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby

authorized to be charged to our Deposit Account No. 50-1824 referencing matter number 16517.251. A duplicate copy of this Response is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D. R. Marsh". The signature is fluid and cursive, with a large initial "D" and "M".

David R. Marsh (Reg. No. 41,408)

June E. Cohan (Reg. No. 43,741)

Date: November 2, 2001

ARNOLD & PORTER
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me

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555 Twelfth Street, NW
Washington, DC 20004-1206



November 2, 2001

Commissioner for Patents
Washington, D.C. 20231

Re: U.S. Nonprovisional Application No.: 09/850,147 —
Entitled: *Nucleic Acid Molecules and Other Molecules
Associated with Plants*
Filed: May 8, 2001
Inventors: Andersen *et al.*
Atty. Docket: 16517.251 [38-21(51914)B]

Sir:

The following documents are forwarded herewith for appropriate action by the U.S.
Patent and Trademark Office:

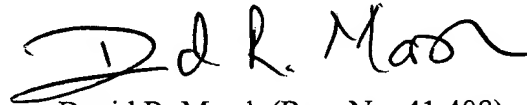
1. a copy of the Notice to File Missing Parts of Nonprovisional Application;
2. a Response to Notice to File Missing Parts of Nonprovisional Application;
3. a Combined Declaration and Power of Attorney, executed by Scott E. Andersen (3 pages);
4. a Combined Declaration and Power of Attorney, executed by Michael D. Edgerton (3 pages);
5. check No. 200773 in the amount of \$130;
6. a Change of Correspondence Address form; and
7. a return postcard.

It is respectfully requested that the postcard be stamped with the filing date of these documents and returned to our courier.

It is not believed that extensions of time or fees in addition to those set forth above are due in conjunction with this filing. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account Number 50-1824, referencing docket number 16517.251. Applicants likewise authorize a charge to Deposit Account Number

50-1824 for any other fees related to the present application that are not otherwise provided for in the accompanying documents.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D R Marsh", with a stylized flourish at the end.

David R. Marsh (Reg. No. 41,408)
June E Cohan (Reg. No. 43,741)

Enclosures